IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 4190/2000

SHIVRAJ DEWAN & ORS. Vs. THE STATE OF RAJ. & ORS.

DATE: 29.11.2007.

HON'BLE MR. JUSTICE K.S. RATHORE

Mr. Ajeet Bhandari for the petitioners.
Mr. B.S. Chhaba, Dy. GA for the State.

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This writ petition is directed against the Notification 7, 9, 10 and 11, pursuant to which three wheeler tempos are not permitted to ply in Jaipur City as these tempos create pollution.

Learned counsel for the petitioners submits that now improved model/version of the auto-rickshaws and other tempos of EURO-II has been introduced which does not create any pollution, therefore, the improved new model of the auto-rickshaw and tempo be allowed to be plied in Jaipur City.

The petitioners are at liberty to represent before the State and the State as per the norms and guidelines, shall inspect such vehicles and if it is observed by the State that the improved version of the auto-rickshaw and tempo will not create any pollution,

then the State may allow them to ply in Jaipur City by issuing fresh notification.

The petitioners submit that they will immediately represent before the authority concerned. On such eventuality, the authority concerned is expected to consider the same as per the norms and law and shall decide the representation expeditiously, but in any case not beyond the period of six months.

With these observations, the writ petition stands disposed of.

The stay application also stands disposed of.

(K.S. RATHORE),J.

/KKC/